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OFFICE OF PETITIONS

In re Patent No. 7,061,904
Issued: June 13, 2006
Application No. 09/829,654
Filed: April 9, 2001
Dkt. No.: 00P7569US01/059001

: LETTER REGARDING PTA and
: NOTICE OF INTENT TO ISSUE
: CERTIFICATE OF CORRECTION
:

This letter is in response to the "LETTER REGARDING PATENT TERM ADJUSTMENT," filed August 9, 2006. The Office thanks patentees for their good faith and candor in bringing this to our attention.

The above-identified application matured into U.S. Pat. No. 7,061,904 on June 13, 2006. The patent issued with a PTA of 1,212 days. Patentees, however, indicate that the adjustment of 1,212 is longer than appropriate and further advise the Office that the adjustment should be reduced 49 days for applicant's delay in responding to the Notice to File Missing Parts mailed May 23, 2001.

A review of the application history for the instant patent reveals that an adjustment of 1,212 days can be attributed to the Office in accordance with 37 CFR 1.702(a)(1) and 1.703(a)(1).

As advised by patentees, the adjustment of 1,212 days is properly reduced 49 days in accordance with 37 CFR 1.704(b) in connection with the response to the Notice filed October 10, 2001.

Thus, at the time of issuance, the patent was entitled to an adjustment of 1,163, as advised by patentees.

As applicants are advising us of a potential error in providing too much patent term adjustment in this application, no fee is due in connection to this matter.

This application file will be forwarded to the Certificate of Corrections branch for issuance of a certificate of correction to indicate that the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 1,163 days.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

Keey A. Fins
Keey A. Fins
Nancy Johnson Senior Legal Advisor
Senior Petitions Attorney
Office of Petitions OFFICE OF PATENT LEGAL AFFAIRS

Enclosure: Draft Certificate of Correction

Day : Friday
Date: 9/29/2006

Time: 08:40:49

PALM INTRANET

PTA Calculations for Application: 09/829654			
Application Filing Date:	04/09/2001	PTO Delay (PTO):	1212
Issue Date of Patent:	06/13/2006	Three Years:	0
Pre-Issue Petitions:	0	Applicant Delay (APPL):	0
Post-Issue Petitions:	0	Total PTA (days):	1163
PTO Delay Adjustment:	-49		

File Contents History						
Number	Date	Contents Description	PTO	APPL	START	
46	09/29/2006	ADJUSTMENT OF PTA CALCULATION BY PTO		98		
45	09/29/2006	ADJUSTMENT OF PTA CALCULATION BY PTO	49			
41.5	05/24/2006	PTA 36 MONTHS				
41	06/13/2006	PATENT ISSUE DATE USED IN PTA CALCULATION				
40	05/19/2006	EXPORT TO FINAL DATA CAPTURE				
39	05/18/2006	DISPATCH TO FDC				
38	05/18/2006	APPLICATION IS CONSIDERED READY FOR ISSUE				
36	04/26/2006	FINISHED INITIAL DATA CAPTURE				
35	04/10/2006	ISSUE FEE PAYMENT VERIFIED				
34	04/10/2006	ISSUE FEE PAYMENT RECEIVED				
33	03/29/2006	WORKFLOW - QUERY REQUEST - FINISH				
32	03/21/2006	TC RETURN TO PUBS				
31	03/14/2006	PUBS CASE REMAND TO TC				
30	03/21/2006	CASE DOCKETED TO EXAMINER IN GAU				
29	03/14/2006	WORKFLOW - QUERY REQUEST - BEGIN				
28	02/14/2006	EXPORT TO INITIAL DATA CAPTURE				
27	02/09/2006	MAIL NOTICE OF ALLOWANCE				
26	02/09/2006	MAIL FORMAL DRAWINGS REQUIRED				
25	02/09/2006	MAIL EXAMINER'S AMENDMENT				
24	02/07/2006	ISSUE REVISION COMPLETED				
23	02/07/2006	FORMAL DRAWINGS REQUIRED				
22	02/07/2006	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED				
21	02/06/2006	EXAMINER'S AMENDMENT COMMUNICATION				
20	02/06/2006	NOTICE OF ALLOWABILITY				

19	12/26/2001	INFORMATION DISCLOSURE STATEMENT CONSIDERED		
18	01/06/2006	DATE FORWARDED TO EXAMINER		
17	01/03/2006	RESPONSE AFTER NON-FINAL ACTION		
16	10/03/2005	MAIL NON-FINAL REJECTION	1212	-1
15	10/03/2005	NON-FINAL REJECTION		
14	09/27/2004	CASE DOCKETED TO EXAMINER IN GAU		
13	07/21/2004	IFW TSS PROCESSING BY TECH CENTER COMPLETE		
12	12/26/2001	REFERENCE CAPTURE ON IDS		
11	03/11/2002	CASE DOCKETED TO EXAMINER IN GAU		
10	12/26/2001	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
9	12/06/2001	CASE DOCKETED TO EXAMINER IN GAU		
8	10/11/2001	NEW OR ADDITIONAL DRAWING FILED		
7	10/11/2001	OATH OR DECLARATION FILED (INCLUDING SUPPLEMENTAL)		
6	11/15/2001	APPLICATION DISPATCHED FROM OIPE		
5	11/08/2001	APPLICATION IS NOW COMPLETE		
4	05/23/2001	NOTICE MAILED--APPLICATION INCOMPLETE-- FILING DATE ASSIGNED		
3	05/15/2001	CORRESPONDENCE ADDRESS CHANGE		
2	04/26/2001	IFW SCAN & PACR AUTO SECURITY REVIEW		
1	04/09/2001	INITIAL EXAM TEAM NN		

Search Another: Application#

EXPLANATION OF PTA CALCULATION

EXPLANATION OF PTE CALCULATION

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UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7,061,904 B2

DATED : June 13, 2006

INVENTOR(S) : Preiss, et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 1212 days

Delete the phrase "by 1212 days" and insert – by 1163 days--